

IC 20-32-8

Chapter 8. Remediation

IC 20-32-8-1**"Grant"**

Sec. 1. As used in this chapter, "grant" refers to a grant under the remediation grant program established under this chapter.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-2**"Program"**

Sec. 2. As used in this chapter, "program" refers to the remediation grant program established under this chapter.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-3**"Student"**

Sec. 3. As used in this chapter, "student" means any individual who is enrolled in a school corporation.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-4**Remediation grant program**

Sec. 4. The remediation grant program is established to provide grants to school corporations for the following:

- (1) Remediation of students who score below academic standards.
- (2) Preventive remediation for students who are at risk of falling below academic standards.
- (3) For students in a freeway school or freeway school corporation who are assessed under a locally adopted assessment program under IC 20-26-15-6(7):
 - (A) remediation of students who score below academic standards under the locally adopted assessment program; and
 - (B) preventive remediation for students who are at risk of falling below academic standards under the locally adopted assessment program.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-5**Department duties**

Sec. 5. The department shall do the following:

- (1) Subject to section 6 of this chapter, develop a formula to be approved by the state board, reviewed by the budget committee, and approved by the budget agency for the distribution of grants to school corporations.
- (2) Distribute grant funds according to the formula.
- (3) Determine standards for remediation programs to be funded under the program.
- (4) Administer the program.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-6

Formula for distribution of grants

Sec. 6. The formula the department develops under this chapter must provide the following:

- (1) Each school corporation must be able to qualify for a grant.
- (2) A maximum grant amount must be determined for each school corporation.
- (3) The amount that a school corporation may receive per student must be related to:
 - (A) the percentage of students scoring below state achievement standards; or
 - (B) for a freeway school or freeway school corporation having a locally adopted assessment program, the percentage of students falling below achievement standards under the locally adopted assessment program.

The school corporation having the highest percentage of students scoring below state achievement standards must be entitled to the highest grant amount per student.

- (4) The actual grant to a school corporation must be the lesser of:
 - (A) two hundred percent (200%) of the amount appropriated by the governing body of the school corporation under section 7 of this chapter; or
 - (B) the maximum grant amount determined for the school corporation under subdivision (2).
- (5) The amount distributed to school corporations under the program may not exceed the appropriation by the general assembly for the remediation grant program.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-7

Qualifications to receive grant

Sec. 7. A school corporation qualifies to receive a grant when the governing body of the school corporation appropriates money from the general fund of the school corporation for a:

- (1) remediation program; or
- (2) preventive remediation program;

that meets the state board's standards for funding under the program, and, if the program is a preventive remediation program, that has been approved by the state board.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-8

Remediation programs or preventive remediation programs

Sec. 8. The governing body of a school corporation may establish a remediation program or a preventive remediation program under this chapter for all students who fall below the academic standards adopted under IC 20-31-3. The governing body shall spend money

under this chapter for direct remediation or direct preventative remediation services for students.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-9

Remediation programs; guidelines

Sec. 9. If the governing body decides to establish a remediation program or preventive remediation program under this chapter, the governing body must:

- (1) subject to section 10 of this chapter, determine the type of program that best fits the needs of the students of the school corporation; and
- (2) adopt guidelines for:
 - (A) procedures for determining student eligibility for a program; and
 - (B) implementation of the program.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-10

Reading recovery program

Sec. 10. If the governing body decides to offer a preventive remediation program, the governing body shall consider including a reading recovery program.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-11

Children with disabilities

Sec. 11. Notwithstanding the requirements of this chapter, any decisions made with regard to:

- (1) attendance in a remediation program;
- (2) ISTEP program testing; and
- (3) the grade level placement;

for a student who is a child with a disability (as defined in IC 20-35-1-2) shall be made in accordance with the individualized education program, state law, and federal law.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-12

Curriculum guidelines

Sec. 12. The department shall develop curriculum guidelines for use by each school corporation in developing its remediation program under this chapter.

As added by P.L.1-2005, SEC.16.

IC 20-32-8-13

Rules

Sec. 13. The state board shall adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.1-2005, SEC.16.